

REMARKS

This Amendment is in response to the Office Action that was mailed on December 21, 2009. Claims 7, 18, 19, 32, 37 and 38 were under consideration. All claims were rejected. With the present response, claims 7 and 37 are amended. The remaining claims are unchanged.

I. ISSUES RELATED TO INFORMATION DISCLOSURE STATEMENTS

On page 3 of the Office Action, the Examiner indicated that the Information Disclosure Statement filed 9/25/2009 would not be considered because a translation was not included. With the present response, Applicant is including herewith a new Information Disclosure Statement again citing the documents identified in the Information Disclosure Statement of 9/25/2009. Applicant is including with this new IDS the best translation available. In addition, Applicant respectfully points out that an Information Disclosure Statement was filed by Applicant on 12/17/2009. It would seem that this submission crossed in the mail with the Official Action. Applicant respectfully requests consideration of the IDS of 12/17/2009. Further, Applicant is, with the presently submitted Information Disclosure Statement, re-citing documents included in the IDS of 12/17/2009 along with best available translations. An indication that all documents cited in the Information Disclosure Statements submitted by the Applicant is respectfully solicited.

II. REJECTIONS UNDER 35 U.S.C. §112

Beginning on page 3 of the Office Action, the Examiner rejected claims 7 and 37 under 35 U.S.C. §112. With the present response, Applicant has eliminated “an HMM” from claims 7 and 37. It is respectfully submitted that this amendment addresses the issues upon which the rejections under §112 were based. In light of the amendments, it is respectfully submitted that the claims are now in compliance with applicable standards under §112.

III. CONCLUSION

In summary, it is respectfully submitted that claims 7, 18, 19, 32, 37 and 38 are now consistent with the indication of the allowable subject matter on page 5 of the Office Action. It is therefore respectfully submitted that all pending claims are in condition for allowance. Consideration and favorable action are respectfully solicited. The Director is authorized to charge any fee deficiency required by this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,

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